REMARKS

In the November 15th Notice of Non-Compliance, the Examiner indicated that the Preliminary Amendment filed on August 30, 2004 was non-compliant because a complete listing of all the claims was not present. In particular, the Examiner stated that each claim had not been provided with the proper status identifier.

Telephone conferences between the Examiner and Dennis Smid (one of the appplicant's undersigned attorneys) were held on December 1 and December 10, 2004. The applicant and Mr. Smid wish to thank the Examiner for his time and consideration for such conferences.

During the December 1st and December 10th conferences, Mr. Smid indicated to the Examiner that since the present application is a reissue application, the changes set forth in the Notice of Non-Compliance do not apply.

During the December 10th telephone conference, the Examiner informed Mr. Smid that the Notice of Non-Compliance had been withdrawn and that the present application would be allowed. Accordingly, it is believed that the November 15th Notice of Non-Compliance has been withdrawn.

Please charge any fees incurred by reason of this response and not paid herewith to Deposit Account No. 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP Attorneys for Applicant(s)

By:

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